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Pamela Groose
Executive Director

Meeting Notice

STATE BOARD OF GEOLOGIST REGISTRATION

**February 13, 2003
10:00am**

**DIVISION OF PROFESSIONAL REGISTRATION
3605 MISSOURI BOULEVARD
Jefferson City, MO**

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Except to the extent disclosure is otherwise required by law, the State Board of Geologist Registration is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (13) and (14), RSMo, and Section 620.010.14(7), RSMo.

The Committee may go into closed session at any time during the meeting. If the meeting is closed, the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Posted 01/13/03
2:05 PM

OPEN MEETING

PLEASE **PRINT** YOUR NAME BELOW

[illegible]

**MISSOURI BOARD OF GEOLOGIST REGISTRATION
DIVISION OF PROFESSIONAL REGISTRATION
3605 MISSOURI BLVD, JEFFERSON CITY, MO**

FEBRUARY 13, 2003 -- OPEN MINUTES

The open session of the Missouri State Board of Geologist Registration meeting was called to order by John Howard, Chairperson, at 9:05am at the Division of Professional Registration, 3605 Missouri Blvd, Jefferson City, Missouri.

Board Members:

John Howard, Chairperson
Michelle Smart, Vice-Chairperson, Public Member (arrived at 9:15am)
Cynthia Brookshire, Secretary
Larry Hendren, Member
John Holbrook, Member
Lisa Hosey, Member (arrived at 9:15am)
Mimi Garstang, Ex-Officio Member (left meeting at 10:25am)

Staff:

Pam Groose, Executive Director
Roxy Brockman, Clerk IV
Sharon Euler, Assistant Attorney General

Visitor:

Rob Rohlfs, AIPG – Missouri Section

Mr. Howard welcomed John Holbrook as a new Geology Board member.

Approval of Open Agenda

Ms. Groose requested that Kristi Wilson, PR Legislative Liaison, be added to the agenda to meet with the Geology Board members at 9:45am to discuss the division's legislative bill. A motion was made by Ms. Brookshire and seconded by Mr. Hendren to approve the open agenda as amended. Ms. Brookshire, Mr. Hendren and Mr. Holbrook all approved.

Approval of Open Minutes

A motion was made by Ms. Brookshire and seconded by Mr. Hendren to approve the open session minutes from the November 14, 2003 meeting as submitted. All approved.

Upcoming Meetings

-Set August and November, 2003 dates

- August 15, 2003 at 10:00am at the Division of Professional Registration, Jefferson City, Missouri or will be conducted via conference call to be determined at a later date.
- November 19, 2003 at 10:00am at the University of Missouri, Rolla, Missouri

-ASBOG Spring workshop 4/10-13/2003 – Cynthia Brookshire and Lisa Hosey have expressed an interest in attending. Ms. Groose said that if the Board wanted to send two attendees, she would like a motion. A motion was made by Mr. Hendren and seconded by Ms. Brookshire to send two Board members to attend the ASBOG workshops. All approved.

-ASBOG Fall Workshop 10/29-30/03 – Lisa Hosey and John Holbrook are interested in attending.

Response to MPSTIF news article

The Board members reviewed and discussed a response to send to MPSTIF in regard to their newsletter article. Ms. Euler said that she had recently attended a meeting of the Landscape Architects and Land Surveyor Divisions of APELSLA and that the MOU was briefly discussed. She said she knew that the Engineer Board is concerned about the public perception of what the MOU is, just like the Geology Board is concerned. She said it appears that from the MPSTIF newsletter that there is confusion in the general public as to what the MOU means and doesn't mean. She said from a strategy point of view if the Engineer and Geology Boards present a united front to the public it would serve both boards well. Mr. Howard said that the thought there was always some plan or intention that the boards would formalize what was meant by the MOU through further discussions, joint board meetings, or joint complaint hearings. Mr. Howard said he agreed with Ms. Euler's suggestion that we need to issue a joint statement. He said he thought a suggestion should be made to the APELSLA Board, Engineering Division, that the Boards or a couple members of the Boards, should sit down together and try to formulate a plan of how the Geology Board is going to treat a situation and how the Engineering board is going to treat a situation. Mr. Howard indicated that he had written a newsletter article which was given to the board members for their review and suggestions. Mr. Hendren said that he felt that it was important that if it were two individuals representing the Geology board that it should be one individual that voted against the MOU and one individual that voted for the MOU.

Ms. Smart asked if the meeting was to address the gray area between geologists and engineers. Mr. Howard responded there is a large gray area and very small well defined areas of practice. Ms. Smart asked exactly the function of the Geology board was and Mr. Howard responded to protect the health, safety and welfare of the citizens of Missouri from those individuals who practice geology without a license or incompetent or negligent practice of geology. Ms. Smart asked how would a public member or a person out in the public know that there was an issue that fell into the gray area and Mr. Howard responded that the public would probably not know until something catastrophic happened.

A motion was made by Ms. Brookshire and seconded by Mr. Hendren that we contact the APELSLA board and issue an invitation to meet with them particularly their engineering division, but whomever would choose to attend, along with our full board or whomever would choose to attend, in a work session meeting to be scheduled soon to discuss the MOU and how we feel it should be interpreted. All approved.

Discussion with Kristi Wilson, PR Legislative Liaison

Mr. Howard indicated to Ms. Wilson that the Board wanted to speak to her in regard to revising the grandfather clause in the Geologist Registration Act, Statute 256.468, number five and six. Mr. Howard asked if there was a Division bill going to the legislature and if it was possible at this time to amend the bill to eliminate the grandfather clause from the statute. Ms. Wilson said that it was possible that there would be Division bill but that it was currently not on the calendar. She indicated the new chair of the Professional Registration committee is Representative Bob Behnen and that it is up to him as to how he wants to package the items that she took to him. She said she has not heard back from him yet but that everything she gave him was not controversial, zero fiscal notes, etc. She pointed out there are other boards in the Division that still have

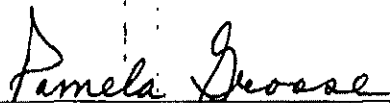
their grandfathering language in their statutes and that it is possible this could be included in next year's division package along with the other professions that may want to remove their grandfathering language. It was general consensus of the board members to submit this change next year.

A motion was made by Ms. Brookshire and seconded by Mr. Hendren to move into closed session for #2, #5, #9. Ms. Brookshire, Mr. Hendren, Mr. Holbrook, Ms. Hosey and Ms. Smart all approved.

Executive Director's Report

- *Financial Update* – A copy of the December 2002 report was included for the Board's review.
- *Renewals* – Ms. Groose reported 805 geology renewals and 25 GRIT renewals were mailed on February 3, 2003.
- *Rule Update (multiple seals)* – Ms. Groose said that the multiple seals rule has been submitted to the Division/Department for review and signatures.
- *Newsletter* – Ms. Groose requested that if the board members had ideas for the newsletter to send them to her as soon as possible. Mr. Howard indicated appreciate everyone's opinion and that Ms. Euler was going to share a copy of the article with the APELSA board and see if they have any concerns about the article or see if they want to redraft it and make it a joint statement. Mr. Howard said he would like to see a copy of the final MOU in the newsletter.

A motion was made by Ms. Brookshire and seconded by Mr. Hendren to adjourn at 3:00pm. All approved.



Executive Director signature



Date approved by board

MOTIONS

1. INVESTIGATIONS / COMPLAINTS / AUDITS

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (14) and section 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to a licensee or applicant.

2. LEGAL ACTIONS / LITIGATIONS / PRIVILEGED COMMUNICATIONS

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney.

3. DISCIPLINE

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (1) RSMo for the purpose of deliberation on discipline.

4. PROMOTING / HIRING / DISCIPLINING / FIRING EMPLOYEES

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (3) RSMo for the purpose of discussing hiring, firing, disciplining, or promoting an employee of this agency.

5. APPLICATIONS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (14) and section 620.010.14 subsection (7) RSMo for the purpose of discussing applicants for licensure.

6. EMPLOYEE PERFORMANCE RATINGS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (13) RSMo for the purpose of making performance ratings pertaining to individual employees.

7. EXAMINATION MATERIALS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (7) RSMo for the purpose of discussing and/or reviewing testing and examination materials.

8. DIAGNOSIS / TREATMENT OF DISCIPLINED LICENSEES

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (5) RSMo for the proceedings required pursuant to a disciplinary order concerning medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment of specific licensees.

9. CLOSED MINUTES

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed, for the purpose of reviewing and approving the closed minutes of one or more previous meetings under the subsections of 610.021 which authorized this agency to go into closed session during those meetings.